

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

ROBERT EUGENE KREGEAR,

Petitioner,

File No. 2:11-cv-67

v.

HON. ROBERT HOLMES BELL

GREG McQUIGGIN,

Respondent.

_____ /

FINAL ORDER

In accordance with the Opinion issued this date,

IT IS HEREBY ORDERED that Petitioner's Objections (Dkt. No. 23) to the Report and Recommendation of the Magistrate Judge are **OVERRULED**.

IT IS FURTHER ORDERED that the January 17, 2014, Report and Recommendation of the Magistrate Judge (Dkt. No. 22) is **APPROVED** and **ADOPTED** as the opinion of the Court.

IT IS FURTHER ORDERED that Petitioner's petition for a writ of habeas corpus (Dkt. No. 1) is **GRANTED** with respect to his claim of double jeopardy.

IT IS FURTHER ORDERED that Petitioner's petition for a writ of habeas corpus (Dkt. No. 1) is **DENIED** with respect to all other claims.

IT IS FURTHER ORDERED that this case is **REMANDED** to the 28th Circuit Court of Michigan for proceedings consistent with this Opinion and Order .

IT IS FURTHER ORDERED that a Certificate of Appealability is **DENIED**.

Dated: February 11, 2014

/s/ Robert Holmes Bell

ROBERT HOLMES BELL
UNITED STATES DISTRICT JUDGE